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TRADEMARK  
3982-4002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Application Serial No. 75/456,742  
for the mark MAG and Design  
Published for Opposition in the  
Official Gazette of July 18, 2000



01-02-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #77

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:  
MAGASCHONI APPAREL GROUP, INC.,  
:  
Opposer,  
:  
:  
v.  
:  
JOHANNES L. KAPPETEIN,  
:  
Applicant.  
:  
----- X

BOX TTAB NO FEE  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

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Date of Deposit

Jan. 2, 2003

I hereby certify correspondence is being deposited with the United States Postal Service  
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indicated above and is addressed to the Commissioner for Trademarks, 2900 Crystal  
Drive, Arlington, Virginia 22202-3513.

CHRISTINE KORNETT

(Typed or printed name of the person mailing paper(s))

Christine Kornett

Signature of the person mailing paper (s)

MOTION ON CONSENT FOR EXTENSION OF TIME

Johannes L. Kappetein, by his attorneys, and with the consent of Opposer, hereby moves  
for an Order extending Applicant's time to answer, the discovery and testimony periods in this  
Opposition for an additional sixty (60) days since the parties are continuing to discuss settlement

and such additional time will enable further discussions and possible resolution of this matter.

As extended, the periods are reset as follows:

<u>Dates</u>	<u>Stipulated Extension</u>
Answer to Notice Of Opposition	March 11, 2003
The period for discovery to close	August 17, 2003
Testimony period for party in position of plaintiff to close (opening thirty days prior thereto)	November 15, 2003
Testimony period for party in position of defendant to close (opening thirty days prior thereto)	January 14, 2004
Rebuttal testimony period to close (opening fifteen days prior thereto)	February 28, 2004

Agreement to the foregoing extensions of the time for answering, discovery and testimony was given by Holly Pekowsky, counsel for Opposer, by telephone with the undersigned on January 2, 2003. It is respectfully requested that this Motion be granted.

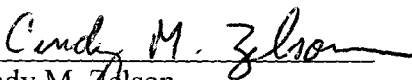
This Motion is being submitted in triplicate (original and two copies) pursuant to 37 CRF § 2.121(d).

Respectfully submitted,

JOHANNES L. KAPPETEIN

Dated: New York, New York  
January 2, 2003

By:

  
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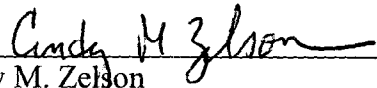
Attorneys for Applicant

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing MOTION ON CONSENT FOR  
EXTENSION OF TIME was served upon Opposer by first-class mail in an envelope to the  
designated attorney for Opposer as set forth below:

Anthony F. Lo Cicero, Esq.  
Holly Pekowsky, Esq.  
Amster Rothstein & Ebenstein  
90 Park Avenue  
New York, New York 10016

on this 2nd day of January, 2003.

  
Cindy M. Zelson